

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Richard Syms	Examiner:	Phillip A. Johnston
Serial No.:	10/522,638	Group Art Unit:	2881
Patent No.:	7,208,729		
Filed:	January 25, 2005	Docket:	004006 W0023
Title:	MONOLITHIC MICRO-ENGINEERED MASS SPECTROMETER		

ASSERTION UNDER 37 C.F.R. §1.27(c) AND REQUEST FOR A
REFUND OF EXCESS AMOUNT

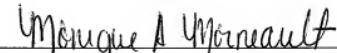
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Microsaic Systems Limited, assignee of the above application, now U.S. Patent No. 7,208,729, through its undersigned representative, is making a written assertion of entitlement to small entity status. Assignee is a small entity and is therefore entitled to assert this status with regard to the above patent. It should be noted that when the associated application was filed, small entity status was asserted.

In light of the foregoing reasons, Assignee respectfully requests a refund in the amount of \$490.00, which was incorrectly paid in connection with the 3-1/2 year maintenance fee for the patent. The large entity fee of \$980 was timely paid on October 19, 2010, which is still within the 3 month time limit for making this refund request. The Commissioner is authorized to credit the refund associated with this Reply-to Deposit Account 50-4487. Assignee is including with this assertion a copy of the revocation/power of attorney for this patent. Assignee further invites the Office to contact the undersigned representative at the telephone number below to discuss any matters pertaining to the assertion and request.

Respectfully submitted,

Date: December 10, 2010


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ASSERTION UNDER § 1.27(c) AND REQUEST FOR A REFUND OF EXCESS AMOUNT

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**CERTIFICATE OF ELECTRONIC
TRANSMISSION**

I hereby certify that on December 10, 2010, I
electronically transmitted this communication to the
United States Patent and Trademark Office using

the EFS-Web System.

Cyndy Marcello

Cyndy-Marcello